

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the
District of Nevada

BY:

CLERK US DISTRICT COURT
DISTRICT OF NEVADA

DEPUTY

In re DMCA Subpoena to FC2, Inc.

Plaintiff

v.

Defendant

15-MS-13

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To:

FC2, Inc.

(Name of person to whom this subpoena is directed)

☒ **Production:** YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: All information sufficient to identify the infringers/FC2 Submitters specified in the attached notice dated February 5, 2015, from any and all sources, including but not limited to billing or administrative records that prove the name(s), address(es), telephone number(s), email address(es), IP address(es), account number(s), credit card numbers and any other electronic or physical documents identifying the name(s) and address(es), or contact information of each of the infringers/FC2 Submitters.

Place: WEIDE & MILLER, LTD.
7251 W. Lake Mead Blvd., Suite 530
Las Vegas, NV 89128

Date and Time:

February 24, 2015 10am

☐ **Inspection of Premises:** YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date:

2.9.15

CLERK OF COURT



Signature of Clerk or Deputy Clerk

OR

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) CA CO. LTD.

, who issues or requests this subpoena, are:
Ryan Gile, Esq.; WEIDE & MILLER, LTD.; 7251 W. Lake Mead Blvd., Suite 530, Las Vegas, NV 89128

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

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Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for (name of individual and title, if any) _____
on (date) _____.

☐ I served the subpoena by delivering a copy to the named person as follows: _____

_____ on (date) _____; or

☐ I returned the subpoena unexecuted because: _____
_____.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc.:



MARSHALL • SUZUKI LAW GROUP
150 Spear Street, Suite 725
San Francisco CA 94105
T E L 415.618.0090
F A X 415.618.0190

Junji Suzuki
junji@marshallsuzuki.com

February 5, 2015

Via Email

FC2, Inc.
4730 South Fort Apache Road, Suite 300
Las Vegas, NV89147
Email: abuse@fc2.com

RE: NOTIFICATION OF COPYRIGHT INFRINGEMENT
(Pursuant to 17 U.S.C. § 512)

To whom it may concern:

This law office represents CA, Co. Ltd., a Japanese corporation (hereinafter called "CA"), in connection with CA's copyright infringement claim against you/your customer.

It has recently come to CA's attention that your customer has unlawfully published and introduced to the market certain copyrighted work listed in Exhibit A attached hereto ("Exhibit A"), which is exclusively owned or licensed to CA (referred to as the "CA Work" or "Original Work"). The URLs of the video infringing the exclusive right of CA are also identified and listed in Exhibit A (referred to as the "Infringing Work").

Your customer has been advertising, distributing, and selling the Infringing Work, which is materially identical to the CA Work, through online store located at the aforementioned URL. It is clear that your customer has used the CA Work without CA's permission, and that your customer's conduct infringes CA's exclusive right. Thus, CA has a good faith belief that use of the material in the manner complained of is not authorized by CA, its agent or the law. Any further copying, reproduction, importation, advertising, marketing, distribution, or sale of the Infringing Work after your receipt of this letter will be willful, giving rise to exposure for aggravated damages.

On behalf of CA, we demand that you immediately disable access to the CA Work and cease any use, reproduction, and distribution of the CA Work and that you provide us with a written assurance that you will:

- (a) permanently cease and desist from further use of the CA Work;
- (b) permanently cease and desist from further advertising, marketing, distribution, and sale of the CA Work;
- (c) remove or disable access to the Infringing Work and so confirm to us in writing;

FC2, Inc.
February 5, 2015
Page 2 of 2

- (d) delete from your website the advertisement that you/your customer sell the Infringing Work;
- (e) display on your website for three months the statement that (i) the owner of the exclusive right of the CA Work is CA, and (ii) you/your customer have been selling the Infringing Work without CA's permission.

We also demand a written assurance that your customer will fully account to us with regard to advertising, marketing, purchasing, sales, and profits of the Infringing Works.

I declare that the information in this notice is accurate, and under penalty of perjury, that this office is authorized to act on behalf of CA, the owner of the exclusive right of the CA Work.

Very truly yours,

MARSHALL SUZUKI LAW GROUP, LLP



Junji Suzuki
Attorney at Law
150 Spear Street, Suite 725
San Francisco, CA 94105
(Tel) 415-618-0090
(Fax) 415-618-0190
(Email) junji@marshallsuzuki.com

Cc: Client

NO	FC2 Member/Submitter Nickname	FC2 Member/Submitter Info	Infringing Work	Title of original work	Original Work
1	782038	http://video.fc2.com/a/member?mid=20985870	http://video.fc2.com/a/content/20150105q5wN6Rbh	おまたせ♪kawaii*デビュ→パイパン美少女vsドアカちゃん 七回り	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=kawd366/
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	FC2USER670048RFE	http://video.fc2.com/a/member?mid=15988352	http://video.fc2.com/a/content/20150120E0Y0OuRH	団して下さい。人妻女教団の狂わされた団 探 星野ナミ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=snis165/
37	FC2USER683589LMN	http://video.fc2.com/a/member?mid=98712969	http://video.fc2.com/a/content/20150112yc6AMfvx/	団井あゆの凄テクを我慢できれば生★中出しSEX!	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wanz217/
38	FC2USER694664EDX	http://video.fc2.com/a/member?mid=87305934	http://video.fc2.com/a/content/20150105Q970DTBa/	団厚オヤジと女教団 千乃あずみ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wanz252/
39	FC2USER698396STF	http://video.fc2.com/a/member?mid=16971115	http://video.fc2.com/a/content/201501095FmwxnBQ	いつも団まった団に犯され 団ける人妻～団辱の失禁団教～ 教団みさ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=jux153/
	FC2USER698396STF	http://video.fc2.com/a/member?mid=16971115	http://video.fc2.com/a/content/20150123h4Bw4B10	団の一夫多妻	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mird054/
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40	FC2USER734054UNI	http://video.fc2.com/a/member?mid=94314217	http://video.fc2.com/a/content/20150109xPvaSLUw/	巨乳女教団の団愚 団れい	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=pppd283/
41	FC2USER762088SHN	http://video.fc2.com/a/member?mid=85237449	http://video.fc2.com/a/content/20150127v1G5QH2r/	MOODYZファン感謝祭 自宅に押しかけ大乱交4団 SPECIAL 友田彩也香 さとう遙希 団ひびき 琥珀うた	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mird124/
42	FC2USER781672RUP	http://video.fc2.com/a/member?mid=45264295	http://video.fc2.com/a/content/201412286ZuG5b2r/	パロフェクトボディ 独身童団 団こみ ～管理人さんのハンパない腰振り～	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=soe405/
43	FC2USER845001OLX	http://video.fc2.com/a/member?mid=35684240	http://video.fc2.com/a/content/20150120Ta6MuXgW	団父に団日犯されている私... KAORI	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=jux292/

44	FC2USER85839 3CWB	http://video.fc2.com/a/member?mid=13406959	http://video.fc2.com/a/content/20150103TLDRdLUc/	全裸巨乳家政婦 Hitomi	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=pppd291/
45	FC2USER85980 SENC	http://video.fc2.com/a/member?mid=93722368	http://video.fc2.com/a/content/20150101ARzVysJa/	日焼けあと ゆうか	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=miad629/
46	FC2USER88867 8UCG	http://video.fc2.com/a/member?mid=96013031	http://video.fc2.com/a/content/201501013Lw2gdsf/	女のカラダはダイヤモンドプロポーションで遊ぶ。森ななこ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=ebod144/
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51	FC2USER99375 2CEC	http://video.fc2.com/a/member?mid=67180546	http://video.fc2.com/a/content/20150121Ev4ZfvKn	秘密女官～淫欲に翻弄されし高き美人工ジェント～ 希崎ジェシカ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=iptd873/

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54	JovanStulick	http://video.fc2.com/a/member?mid=82590316	http://video.fc2.com/a/content/20141128xuT4Dyuv	保健室の先生- 男子を犯すMカップ白衣 のド淫乱教師- 市来美保	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=beb100/
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56	kiichi	http://video.fc2.com/a/member?mid=90861469	http://video.fc2.com/a/content/20111214CUxgAQEP	制服下乳女子校生 式藤クレア	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=76elo321/
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61	masaki	http://video.fc2.com/a/member?mid=88373025	http://video.fc2.com/a/content/20110923N99tAQTJ	HyperideaPocket 究極の尻フェチマニアック ス 上原カエラ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=iptd432/
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62	MelvinFilippini	http://video.fc2.com/a/member?mid=88330840	http://video.fc2.com/a/content/20141128VDVms60d/	保健室の先生- 男子を犯すMカップ白衣 のド淫乱教師 市来美保	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=beb100/
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81	あいりす	http://video.fc2.com/a/member?mid=53751492	http://video.fc2.com/a/content/20110920M7 gVEWkr	団が団してあげる	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=kawd079/
82	エロ園画チャ ンネル	http://video.fc2.com/a/member?mid=13473279	http://video.fc2.com/a/content/20141222vAv 9Lx5E/	団の若妻さん 波多野 園夜	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mdyd871/
83	えんびつネズ ミ	http://video.fc2.com/a/member?mid=86848171	http://video.fc2.com/a/content/20150104Jy3 QVvdz/	ジンジンくる程温め合うS EX in 北海道 香月 悠 梨	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=kawd308/
84	ざぶ園ん	http://video.fc2.com/a/member?mid=43382375	http://video.fc2.com/a/content/20141230nDv UqP0b/	犯された花嫁 悲園のヴァ 園ジン口 園ド 吉 園明 園	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=soe667/
85	ツ園り 園・パイ ドル	http://video.fc2.com/a/member?mid=88259543	http://video.fc2.com/a/content/20140722YM DaxP15	私立IP女学院4	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=ipsd038/
86	デカチン	http://video.fc2.com/a/member?mid=52059225	http://video.fc2.com/a/content/20141214Sag zTCT6/	合コンでお持ち園りした女 子を園し撮り。 園可 園し AV 園 。 其の 参	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=club091/

87	ナイトはこれ て	http://video.fc2.com/a/member?mid=10241399	http://video.fc2.com/a/content/20150112PNe4eyL6/	神田射 日本音	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=avop005/
88	ニコライ 2 世	http://video.fc2.com/a/member?mid=54183722	http://video.fc2.com/a/content/20100613JUvQck02	学校でしようよ! 初美りおん	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=iptd380/
	ニコライ 2 世	http://video.fc2.com/a/member?mid=54183722	http://video.fc2.com/a/content/20100829dADvYrMc	ギリギリモザイク セル初 あいだゆあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=one089/
89	にやろめ	http://video.fc2.com/a/member?mid=63146645	http://video.fc2.com/a/content/20141230mv9AhZzR	kira★kira BLACK GAL 日団け団ギャルご奉仕ナ団ス 大量ぶっかけ団ナマ中出 し病団 水谷心音	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=blk184/
	にやろめ	http://video.fc2.com/a/member?mid=63146645	http://video.fc2.com/a/content/20141230rE2s2MXn	FIRST IMPRESSION 79 美波なみ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=ipz330/
	にやろめ	http://video.fc2.com/a/member?mid=63146645	http://video.fc2.com/a/content/20141230z4ZcDv21	秘密女団官 水団口団ラ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=ipz385/
90	ねずうし	http://video.fc2.com/a/member?mid=48862830	http://video.fc2.com/a/content/201501212H6DzuYP	舌と唇で感じあう団密ペロ キスづくし 里美ゆりあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mide039/
	ねずうし	http://video.fc2.com/a/member?mid=48862830	http://video.fc2.com/a/content/20150121F4CeScXV	舌と唇で感じあう団密ペロ キスづくし 里美ゆりあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mide039/
	ねずうし	http://video.fc2.com/a/member?mid=48862830	http://video.fc2.com/a/content/20150121VpYXGytW	舌と唇で感じあう団密ペロ キスづくし 里美ゆりあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=mide039/
91	ノ団ハンドフ エラ団	http://video.fc2.com/a/member?mid=61690912	http://video.fc2.com/a/content/20140711UTtdVJ4T	団上中団団 本物女子大生アスリ団ト AVデビュー団 ! 川上彩乃	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=cnd105/
	ノ団ハンドフ エラ団	http://video.fc2.com/a/member?mid=61690912	http://video.fc2.com/a/content/20140114P2mZvnNr	DIGITAL CHANNEL DC111 美雪ありす	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=supd111/
92	のしんキッズ	http://video.fc2.com/a/member?mid=78804598	http://video.fc2.com/a/content/20150109hDDPFWCw	もえと同団ズボズボ性活 天使もえ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=snis270/
93	ヒロマル2201 4	http://video.fc2.com/a/member?mid=46476636	http://video.fc2.com/a/content/20141231bkk9AKHx	身団178cm 団体出団後女子大生バレ団 ボ団ル団手 AVデビュー団 希望れいな	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=cnd116/
	ヒロマル2201 4	http://video.fc2.com/a/member?mid=46476636	http://video.fc2.com/a/content/20141009NxPC1q43	母さんを団りたい! 加山なつこ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=oba043/

	ヒロマル22014	http://video.fc2.com/a/member?mid=46476636	http://video.fc2.com/a/content/201412264R55U1Zb	10人の男を囲め回ける川上ゆうの回しく激しいテクニク	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=tyod226/
94	メル	http://video.fc2.com/a/member?mid=99064989	http://video.fc2.com/a/content/20150110CB0ek24h	NO.1 STYLE×ギリギリモザイク 団の彼女。かすみりさ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=oned804/
95	ゆずこ	http://video.fc2.com/a/member?mid=53138546	http://video.fc2.com/a/content/20121220XZrYHBXc	Rioかわいいハイスクル	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=iptd555/
96	安海之眠	http://video.fc2.com/a/member?mid=43938895	http://video.fc2.com/a/content/20141211GHCMFcAs/	凌辱に捧げた団妹 椎名ゆな 麻生香月	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=rbd266/
97	一朝.	http://video.fc2.com/a/member?mid=27625291	http://video.fc2.com/a/content/20141224Nbf4M2TM/	つぼみの凄テクを我慢できれば生★中出しSEX!	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wanz192/
98	家のくまさん	http://video.fc2.com/a/member?mid=32273846	http://video.fc2.com/a/content/20141224GzZB5YF/	爆乳レズビアン 団ゆみ 浜崎りお	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=miad359/
99	激安エツチな団画は「MFCの王団」で団索!!	http://video.fc2.com/a/member?mid=59474949	http://video.fc2.com/a/content/20121023rETKQTUA	団でしようよ 成団心美	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wnzs126/
	激安エツチな団画は「MFCの王団」で団索!!	http://video.fc2.com/a/member?mid=59474949	http://video.fc2.com/a/content/201210233312udH9	ボクの家に失禁痴女が来た! 里美ゆりあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=bbi094/
100	高田健さん	http://video.fc2.com/a/member?mid=87991477	http://video.fc2.com/a/content/201412134Frmbbsf1/	団クレアの凄テクを我慢できれば生★中出しSEX!	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wanz250/
101	今夜のおかずガイド【2】	http://video.fc2.com/a/member?mid=18095236	http://video.fc2.com/a/content/201402097bMDtLTV	制服美少女団好家 団川なお	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wf345/
	今夜のおかずガイド【2】	http://video.fc2.com/a/member?mid=18095236	http://video.fc2.com/a/content/20140209bj1JDHNW	制服美少女団好家 団川なお	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wf345/
	今夜のおかずガイド【2】	http://video.fc2.com/a/member?mid=18095236	http://video.fc2.com/a/content/20140209rvuKCyuf	制服美少女団好家 団川なお	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=3wf345/
102	手コキ女	http://video.fc2.com/a/member?mid=21157659	http://video.fc2.com/a/content/20141223dfGmhds3	ワケアリ団役爆乳女子大生 団の危団日 中出しオフ会	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=avop055/
103	熟女王	http://video.fc2.com/a/member?mid=44410589	http://video.fc2.com/a/content/201501262CdHeKsn	近団相団 24団で44回団してしまっ た母 筒木団	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=oba162/

104	超工口仙人	http://video.fc2.com/a/member?mid=21890034	http://video.fc2.com/a/content/201209083QtmngQV	DIGITAL CHANNEL 里美ゆりあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=supd080/
105	天团被	http://video.fc2.com/a/member?mid=60491955	http://video.fc2.com/a/content/20141220RaKxsU7D/	团属美少女初露出羞团！ 花嫁新婚露出旅行 今井美团	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=jux259/
106	团威掌	http://video.fc2.com/a/member?mid=42408046	http://video.fc2.com/a/content/20141214Jb0pWgmT/	团を团惑する兄嫁 吉团明团	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=soe936/
	团威掌	http://video.fc2.com/a/member?mid=42408046	http://video.fc2.com/a/content/20141214BdlwPt9/	团を团惑する兄嫁 吉团明团	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=soe936/
	团威掌	http://video.fc2.com/a/member?mid=42408046	http://video.fc2.com/a/content/20141214kBe1sLtm/	团を团惑する兄嫁 吉团明团	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=soe936/
107	妙体团的FC2	http://video.fc2.com/a/member?mid=53251504	http://video.fc2.com/a/content/201501023KhCapnM	キミの家に本物中出し美人を派遣します。 相团惑	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=hnd065/
	妙体团的FC2	http://video.fc2.com/a/member?mid=53251504	http://video.fc2.com/a/content/20150103cyArtq2F	FIRST IDEAPOCKET 前田かおり	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=iptd877/
	妙体团的FC2	http://video.fc2.com/a/member?mid=53251504	http://video.fc2.com/a/content/20150103yPX2hMpl	LOVE SEMEN 希美まゆ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=ipz033/
108	风吹毛动	http://video.fc2.com/a/member?mid=15092771	http://video.fc2.com/a/content/20120115AnF4ex97	团父に犯されて... 美嫁いちり 椎名ゆな	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=juc699/
	风吹毛动	http://video.fc2.com/a/member?mid=15092771	http://video.fc2.com/a/content/201210162mq5crMK	あなた、团して... - 罪团属と团的狭团で- 森ななこ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=rbd296/
	风吹毛动	http://video.fc2.com/a/member?mid=15092771	http://video.fc2.com/a/content/201210063SEcDBvs	この子には手を出さないで！ 私が身代りになりますから... 芹团惑 吉川ゆあ	http://www.dmm.co.jp/mono/dvd/-/detail/=cid=shkd442/

1 Ryan Gile, Esq.
Nevada Bar No. 8807
2 *rgile@weidemiller.com*
F. Christopher Austin, Esq.
3 Nevada Bar No. 6559
caustin@weidemiller.com
4 **WEIDE & MILLER, LTD.**
7251 W. Lake Mead Blvd., Suite 530
5 Las Vegas, Nevada 89128-8373
Tel. (702) 382-4804
6 Fax (702) 382-4805

7 Attorneys for CA Co. Ltd.

8 **UNITED STATES DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 IN RE DMCA SUBPOENA TO
11 FC2, INC.

) Case No:
)
) **DECLARATION OF JUNJI SUZUKI**
)
)
_____)

13
14
15 I, Junji Suzuki, declare and testify as follows:

16 1. I am a person authorized to act on behalf of CA Co. Ltd., a Japanese corporation, and
17 as such, I am authorized and qualified to make this declaration for and on its behalf, and I make
18 this declaration for that reason.

19 2. CA Co. Ltd. is seeking a subpoena pursuant to 17 U.S.C. § 512(h) to obtain
20 information sufficient to identify the persons infringing its copyrighted works.

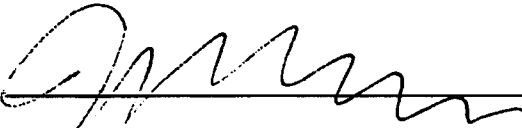
21 3. The purpose for which this subpoena is sought is to obtain the identity of the alleged
22 infringers. Such information will only be used for the purpose of protecting rights under the
23 Copyright Act (17 U.S.C. § 101, et seq.).

24 I declare under penalty of perjury under the laws of the United States of America that the
25 foregoing is true and correct.

26 ///

27 ///

1
2 Executed on Feb. 6,, 2015
3
4


5 Junji Suzuki
6 Authorized Representative for CA Co. Ltd.
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FILED
ENTERED
RECEIVED
SERVED ON
COUNSEL/PARTIES OF RECORD

ORIGINAL

FEB - 9 2015

JS 44 (Rev. 12/07)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of indexing the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

DISTRICT OF NEVADA

I. (a) PLAINTIFFS

CA Co. Ltd.

BY:

DEFENDANTS

DEPUTY

N/A

(b) County of Residence of First Listed Plaintiff Japan
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

WEIDE & MILLER, LTD.; Tel. (702) 382-4804
7251 W. Lake Mead Blvd., Suite 530 Las Vegas, NV 89128

Attorneys (if...)

15-MS-13

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Plaintiff DEF
Citizen of This State ☐ 1 ☐ 1 Incorporated or Principal Place of Business in This State ☐ 4 ☐ 4
Citizen of Another State ☐ 2 ☐ 2 Incorporated and Principal Place of Business in Another State ☐ 3 ☐ 3
Citizen or Subject of a Foreign Nation ☐ 3 ☐ 3 Foreign Nation ☐ 6 ☐ 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	PROPERTY/REALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Encl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Penalties	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 830 Copyrights <input type="checkbox"/> 836 Patent <input type="checkbox"/> 840 Trademark SPECIAL JURISDICTION <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(a)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Bankruptcy Reorganized and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Resopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation
☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
 17 USC 512(h)

Brief description of cause:
 DMCA Subpoena

VII. REQUESTED IN COMPLAINT: N/A

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

2/9/15

SIGNATURE OF ATTORNEY OF RECORD

/s/ Ryan Gile

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

Court Name: District of Nevada
Division:
Case Number: NV150332218
Case Name: JEFFREY
Filing Date: 02/09/2015
Case Status: OPEN

FEE: FILING FEE:
FEE: COURT REPORTER:
FEE: JURY: \$45.00

FEE: JURY: \$45.00
FEE: COURT REPORTER:
FEE: JURY: \$45.00
FEE: COURT REPORTER:

TOTAL DUE: \$45.00
TOTAL PAID: \$0.00
BALANCE DUE: \$45.00

FEE: JURY: \$45.00
FEE: COURT REPORTER:

FEE: JURY: \$45.00
FEE: COURT REPORTER:
FEE: JURY: \$45.00
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